IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION ISAIAH LLOYD, Plaintiff, - vs -) 16 CV 7475 CHICAGO POLICE OFFICER ROCCO PRUGER, STAR #15445; CHICAGO) Judge Pallmeyer OFFICER PETER THEODORE, STAR #10523; CHICAGO POLICE) Mag. Finnegan OFFICER BRYAN COX, STAR #19328;) CHICAGO POLICE DETECTIVE KENNETH) PISANO, STAR #20205; CHICAGO POLICE DETECTIVE STEPHEN GRZENIA) STAR #20710; OTHER UNKNOWN CHICAGO POLICE OFFICERS; LAUREN) BRIDGER; and THE CITY OF CHICAGO) a Municipal Corporation, Defendants.

The Discovery Deposition of OFFICER ROCCO PRUGER

taken in the above-entitled cause, before BERNA DAVIS, a Certified Shorthand Reporter in the State of Illinois, taken at The Law Offices of Jeffrey J. Neslund, 20 North Wacker Drive, Suite 3710, Chicago, Illinois, 60606, on the 14h day of June, A.D., 2017, commencing at approximately 10:58 a.m.

1

<u> </u>	22		24
1	jail?	1	David Salgado and Roberto Ramirez, were they
2	A Yes.	2	members of your team?
3	Q Okay. I mean, you don't have a memory	3	A They were members of my team, yes.
4	of taking the jacket, or keeping the jacket	4	Q Were they present for the identification
5	sweatshirt and doing something with it?	5	procedure?
6	A No.	6	A They did show up on scene, but I do not
7	Q All right. And if Mr. Lloyd was in fact	7	recall if they were there for the identification
8	wearing the hooded sweatshirt, that would be	8	scene or after.
9	consistent with the information you heard over the	9	Q Okay. They came at some point to the
10	radio, that the offender was wearing a hoody?	10	gas station?
11	A Yes.	11	A I believe so.
12	Q Okay. This testimony that you gave at	12	Q All right. I'm going to fast forward a
13	the criminal trial about Mr. Lloyd wearing a	13	little bit. When the victim comes to the gas
14	hooded sweatshirt, that wasn't a fact that you	14	station and that's this Lauren Bridger to
15	fabricated; was it?	15	make an identification did you ever speak to
16	A I'm sorry. Can you repeat the question?	16	Ms. Bridger at the gas station?
17	Q Sure. Your testimony at the criminal	17	A No.
18	trial that Mr. Lloyd was wearing a hooded	18	Q Did you ever speak to the officers that
19	sweatshirt at the time he was identified, was that	19	brought Ms. Bridger to the gas station?
20	something you fabricated?	20	A Yes.
21	A No.	21	Q All right. And let's talk about that.
22	Q That wasn't something you made up in an	22	Did you go to the squad car or did the officers
23	effort to get Mr. Lloyd convicted in the criminal	23	get out of the squad car?
24	case; was it?	24	A I believe the officers got out of their
	23		25
		1	
1	A Absolutely not.	1	squad car, and then I think I believe I walked
2	Q Are you aware that the prosecutors	2 3	up to them and talked to them. Q All right. Do you remember, was it one
3	stipulated and agreed in front of the jury, and	1	officer? Two officers? Do you remember how many
4	informed the jury, that Mr. Lloyd was not in fact	4 5	got out of the squad car?
5	wearing a sweatshirt on July 24th, 2014?	6	A Two officers.
6	A I'm not aware of that.	7	
7	Q No prosecutor ever told you that?	8	Q Do you know if they were in uniform? A Yes.
8	A Not that I believe. No.	9	Q And what did you say to them and what
10	Q Okay. All right. Back on July 24th,	10	did they say to you?
1	2014, around 1:13 p.m. what was your assignment?	11	A Initially I believe we had a
11	A I was assigned to Gang Enforcement Division.	12	conversation about how the phone was pinging to
	— - · - 	13	the gas station. The victim's phone, Lauren
13	•	14	Bridger. And then I believe we had a discussion
14	A On that day I was working with Officer	15	about how myself and my partners might have a
15 16	Cox. That's C-o-x. And Officer Theodore, T-h-e-o-d-o-r-e.	16	possible offender.
17		17	Q Okay. At the time you spoke to these
18	Q All right. You were in a three-man car? A Yes, sir.	18	officers had you already seen the proceeds that
19	,	19	were in this red car that was in the gas station?
		20	A Yes, I did see the proceeds before
20	A Yes. Q All right. No dash cam in it?	21	speaking to the officers.
i		22	Q Okay. Did you go and look through
22	A No.	23	the
23	Q Okay. And there's two other names that appear on the report. Let me ask you, Officer	24	There was a purse that was in
24	appear on the report. Let me ask you, Officer	124	There was a purse that was in

7 (Pages 22 to 25)

	26		28
1	the red car; is that right?	1	transmissions. I don't remember the exact
2	A Yes.	2	description given.
3	Q All right. Before Ms. Bridger arrived,	3	MR. NESLUND: That's all right. Let me
4	did you look at the purse and see if there was any	4	see if I can pull it up here. Let me play it for
5	identification within the purse?	5	you and then just ask you some questions about
6	A I don't believe so.	6	this.
7	Q Okay. So you heard the phone pinging.	7	THE WITNESS: Sure.
8	And that was in the red car, the phone that was	8	MR. NESLUND: Off the record.
9	pinging?	9	(WHEREUPON, the parties went off
10	MS. BENSON: Objection; mischaracterizes	10	the record.)
11	his testimony.	11	MR. NESLUND: For the record, I'm going
12	Go ahead and answer.	12	to start the OEMC recording at 1:27. I think the
13	THE WITNESS: The phone was in the	13	description comes in in about 10 seconds. Let me
14	vehicle. I can't remember if it was still beeping	14	put this over here. This is as loud as it gets.
15	or not if it was still pinging.	15	I'll play it then I'll stop it, then I'll ask you
16	BY MR. NESLUND:	16	some questions.
17	Q All right. Besides yourself, Officer	17	(Audio playing.)
18	Theodore or Cox, were either of them present for	18	BY MR. NESLUND:
19	the conversation you had with the officers that	19	Q I'm going to pause it there at 2:27 on
20	brought the victim to the gas station?	20	the counter.
21	A I don't recall.	21	(Audio paused.)
22	Q Okay. Did you inform the officers that	22	Officer, so is that the
23	you spoke with and I'm talking about this	23	description that you monitored on your radio as
24	initial conversation when they first get there	24	far as a possible offender for this robbery?
NA ELIPSOPE ANNEXO	27		29
1	that you saw the proceeds in the red car from the	1	A Yes.
2	robbery?	2	Q Male, Black, jogging suit, armed,
3	A I think at some point I had told them	3	possibly red vehicle; correct?
4	that that, I found at the time I didn't know if	4	A Yes.
5	there were proceeds or not. But I found what I	5	Q There was no specific, like, height or
6	believed to be a weapon at the time, a couple	6	weight or anything else; correct?
7	two cell phones, I believe, and then a purse with	7	A Not at that time, no.
8	keys on them.	8	MR. NESLUND: Okay. All right. Let me
9	Q Do you know if you told them that before	9	fast forward it to the next one. All right. I'm
10	or after the identification procedure?	10	going to play it at 3:10 on the counter, and I
11	A I think I told them before.	11	think it comes in at around 3:35.
12	Q Okay. All right. Let me back up.	12	(Audio playing.)
13	Before you get to the gas station, do you monitor	13	BY MR. NESLUND:
14	this call of the armed robbery that had taken	14	Q All right. Let me stop there.
J. J	-10	15	(Audio paused.)
15	place?	1	
ı	A Yes. I'm monitoring my radio.	16	The counter, for the record, is
15	A Yes. I'm monitoring my radio. Q Okay. And there was a description that	17	at 3:56.
15 16	A Yes. I'm monitoring my radio.	17 18	at 3:56. So was that also the description
15 16 17	A Yes. I'm monitoring my radio. Q Okay. And there was a description that	17 18 19	at 3:56. So was that also the description that you monitored that evening, male, Black,
15 16 17 18	A Yes. I'm monitoring my radio. Q Okay. And there was a description that was put out over the air by the officers that	17 18 19 20	at 3:56. So was that also the description that you monitored that evening, male, Black, tall, lean, bald headed?
15 16 17 18 19	A Yes. I'm monitoring my radio. Q Okay. And there was a description that was put out over the air by the officers that first met with Ms. Bridger; correct?	17 18 19 20 21	at 3:56. So was that also the description that you monitored that evening, male, Black, tall, lean, bald headed? A Yes.
15 16 17 18 19 20 21 22	A Yes. I'm monitoring my radio. Q Okay. And there was a description that was put out over the air by the officers that first met with Ms. Bridger; correct? A Yes. Q And have you listened to that recently? Do you know what that description was that went	17 18 19 20 21 22	at 3:56. So was that also the description that you monitored that evening, male, Black, tall, lean, bald headed? A Yes. Q And, again, there wasn't a specific
15 16 17 18 19 20 21	A Yes. I'm monitoring my radio. Q Okay. And there was a description that was put out over the air by the officers that first met with Ms. Bridger; correct? A Yes. Q And have you listened to that recently?	17 18 19 20 21	at 3:56. So was that also the description that you monitored that evening, male, Black, tall, lean, bald headed? A Yes.

8 (Pages 26 to 29)

	2.0		2.0
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1	Q All right. So based on these	1	Independence at the bottom. That would be where
2	transmissions that we just played, you and your	2	Independence is?
3	partners proceeded to the gas station; right?	3	A Yes.
4	A Yes.	4	Q Okay. And Independence goes
5	Q Once you arrive at the gas station	5	north-south; correct?
6	By the way, do you remember who	6	A Yes, sir.
7	was driving your car by any chance?	7	Q All right. And where
8	A I believe I was driving that day.	8	I guess 290 is off to the left
9	Q Okay. All right. When you get to the	9	of the photograph?
10	gas station do you recall if you had any emergency	10	A 290 is just north of the gas station.
11	lights or sirens?	11	Q All right. And the street that is north
12	A I don't recall if my lights were	12	of the gas station is Harrison?
13	activated or my siren was activated.	13	A Yes, sir.
14	Q Okay. This gas station and it's on,	14	Q All right. And you mentioned the red
15	I believe, the corner of Harrison and	15	car at the pump. Can you put a circle around the
16	Independence. Do you remember which street you	16	approximate area where you saw the red car?
17	entered the gas station from?	17	(Witness complies.)
18	A I entered the gas station off of	18	Q All right. Let the record reflect
19	Independence.	19	Officer Pruger has placed a circle in the
20	Q All right. And when you entered the gas	20	approximate location of the red car. Actually,
21	station where did you drive your car to?	21	circling, like, a silver car that's in the photo;
22	A To the it would be like the parking	22	correct?
23	lot area where the gas pumps are.	23	A Yes, sir.
24	Q And do you remember where you parked the	24	Q And this red car, the engine was running
attached and the surrounder	31	Comment of the Commen	33
1	car within the gas station?	1	when you first saw it?
2	A I would say approximately 5 to 10 feet	2	A Yes.
3	behind the red vehicle that was parked at the gas	3	Q All right. And it was I get my
4	pumps.	4	directions confused.
5	MR. NESLUND: All right. Let me show	5	This is which direction in
6	you	6	relation to the pump? This would be south, south,
7	We'll mark this as Exhibit 2.	7	the pump?
8	(Exhibit No. 2 was marked for	8	A Yes.
9	identification and tendered to	9	Q Okay. All right. Now, is there
10	the witness.)	10	Were there two pumps at this
11	BY MR. NESLUND:	11	particular, I guess island, like most gas
12	Q Okay. Looking at Exhibit 2, do you	12	stations?
13	recognize that as a picture of the gas station?	13	A Yes.
14	A Yes.	14	Q All right. Was the red car at the pump
15	Q And take the sharpie, and if you could	15	closer to Independence or farther away?
16	just put a little box where you parked your car.	16	A The pump
17	A I believe it was in this area.	17	The red car was parked on the
18	(Witness complies.)	18	south side of the pump.
19	Q And let the record reflect Officer	19	Q Okay. But would it be farther east or
20	Pruger has placed a box with the sharpie on the	20	west of the red car, if that makes sense? If
21	right side of the photograph.	21	there's two pumps
22	Is that correct?	22	Let me ask a different question.
23	A Yes.	23	If there's two pumps here, was it at the one

9 (Pages 30 to 33)

		<u> </u>	2.6
	34		36
1	closer to your car and Independence?	1	car?
2	A I still don't understand the question.	2	A I went to the red vehicle.
3	I'm sorry.	3	Q All right. And when you got to the red
4	Q It's probably the way I'm asking it.	4	vehicle you looked inside?
5	There's two pumps at this	5	A Yes. The windows were down so I could
6	island; right	6	see inside.
7	MR. NESLUND: Well, you were going to	7	Q All right. And tell me what you saw.
8	say something. There's probably four pumps;	8	A When I first looked into the vehicle I
9	right?	9	seen a what I believed to be a firearm at the
10	MS. BENSON: Right.	10	time. I saw two cell phones, I believe in the cup
11	BY MR. NESLUND:	11	holders of the vehicle, and then I saw a purse in
12	Q All right. Was it at the pump	12	the vehicle.
13	Was the red car at the pump that	13	Q The firearm, where was that located
14	was farther east or west?	14	within the vehicle?
15	A I mean, where I drew the circle is	15	A It was on the passenger side of the
16	almost the exact spot where the vehicle was	16	vehicle. It was in plain view, but I don't
17	parked.	17	remember I don't recall exactly where it was,
18	Q Okay. All right. And as you pulled	18	if it was on the floor or if it was on the seat.
19	into the gas station, were there people in the gas	19	Q Okay. And my client, Mr. Lloyd, where
20	station when you arrived?	20	was Mr. Lloyd when you first observed him?
21	A There were people spread throughout the	21	A When I first observed him he was walking
22	gas station, yes.	22	in the lot away from the red vehicle. And then he
23	Q All right. Any way you can estimate how	23	stopped in the middle of, I would say between the
24	many people approximately were spread throughout	24	pump and where the register is for the gas
an experience account	35	***************************************	37
1	the gas station?	1	station.
2	A I couldn't give you an exact number.	2	Q All right. Using the pen again or
3	It's a busy gas station. It's parked right off	3	the marker, rather, can you put an X for where you
4	the expressway.	4	first saw Mr. Lloyd approximately?
5	Q Okay. Men and women, is that fair to	5	A I would say approximately.
6	say?	6	(Witness complies.)
7	A Yes.	7	Q Let the record reflect Officer Pruger
8	Q All right. Okay. Once you parked the	8	placed an X on Exhibit 2 in the approximate
9	car where the box is located, what's the first	9	location where he first observed Mr. Lloyd.
10	thing you did?	10	Is that correct?
11	A Exited my vehicle.	11	A Correct.
12	Q All right. And of course you knew you	12	MR. NESLUND: Off the record.
13	were looking for a red car; correct?	13	(WHEREUPON, the parties went off
14	A Correct.	14	the record.)
15	Q And when you exited your vehicle, you	15	MR. NESLUND: Back on the record.
16	already testified but to make sure, you don't	16	BY MR. NESLUND:
17	remember if you heard a phone pinging but you saw	17	Q There was a green van also within the
18	the red car?	18	gas station?
19	A I did see the red car, yes.	19	A Yes.
20	Q But you're not sure if you heard the	20	Q All right. Using your marker can you
21		21	make, like, a larger X or, excuse me, a larger box
22	pinging? A At this time I don't recall if I heard	22	and we'll put a V in it for where you saw the van?
23	the pinging or not.	23	A Let's see. Somewhere right in this area
i .	Q What did you do after you exited the	24	here (indicating).
24	what did you do after you exited the	144	nere (maicating).

	38		40
1	(Witness complies.)	1	Q All right. Now, before the three of you
2	Q Okay. Thank you.	2	exit your car was there any communication between
3	And let the record reflect	3	you and your partners regarding Mr. Lloyd?
4	Officer Pruger has made a larger box with a V in	4	A Yes.
5	the approximate location of the van on Exhibit 2.	5	Q All right. Tell me about that. What
6	Is that correct?	6	was said?
7	A Yes.	7	A I don't recall exactly what was said
8	Q When you saw Mr. Lloyd was he	8	other than the fact that we observed the defendant
9	Did he appear to you that he was	9	walking away from the vehicle from the area
10	walking towards that green van?	10	where the vehicle was parked, and that he fit the
11	A He was walking in the vicinity of the	11	physical description.
12	green van. Yes.	12	Q All right. And the physical description
13	Q All right. Was he closer to the van	13	that we just heard was male, Black, of course,
14	when you first saw him than he was to the red car?	14	tall, lean, bald headed?
15	A He was closer to the red car when I	15	A Yes.
16	initially saw him.	16	Q Okay. All right. And was he wearing
17	Q All right. How close was he	17	this hoody that we were talking about earlier?
18	When you first saw him how far	18	A Yes.
19	away or how close was he to the red car?	19	Q Okay. All right. So you go check out
20	A I would say approximately 10 to 15 feet.	20	the car, you see what you believe to be the gun
21	Q Okay. And he would have been how many	21	and the proceeds. What's the next thing you do?
22	feet, again approximately, to the green van when	22	A I notify my partners of what my
23	you first observed him?	23	observations were.
24	A I would say 12 to 15 feet.	24	Q All right. And what did Officers Cox
	39	archinete (Control of	41
1	Q Okay. And you mentioned he was moving,	1	and Theodore do with Mr. Lloyd?
2	he was walking. And then I think	2	A I believe they detained him.
3	Did you say he stopped at some	3	Q All right. When you say "detained," he
4	point?	4	was handcuffed?
5	A I seen him walking, maybe taking he	5	A Yes.
6	took maybe two or three steps and then stopped.	6	Q And patted down?
7	Q And where you put the X, is that the	7	A Yes,
8	approximate place where he stopped?	8	Q All right. Mr. Lloyd, was he placed at
9	A Approximately, yes.	9	that time into your squad car, your undercover
10	Q All right. And did you hear him say	10	car?
11	anything	11	A He was not placed in our unmarked
12	Again, these are your first	12	vehicle.
13	observations of him, when he's walking these two	13	Q Okay. Now, did other police officers,
14	or three steps and stops?	14	other than I'm not talking about the victim
15	A No, I did not hear him saying anything.	15	other police arrive at the gas station?
16	I could see his mouth moving, but I could not hear	16	A Yes, other officers did arrive.
17	what he was saying.	17	Q All right. Were these marked and
18	Q Okay. Were there any individuals	18	unmarked cars?
19	outside of the van when you first arrived?	19	A Yes.
20	A I don't recall.	20	Q Do you know approximately how many other
21		21	officers arrived at the gas station?
22	Q Okay. You got to the red car. What did	22	A I couldn't give you a number.
23	your partners, Officer Cox and Theodore, what did they do?	23	Q All right. Officers Salgado and
24	· · · · · · · · · · · · · · · · · · ·	24	Ramirez, were they in an unmarked car like you and
L 2 4	A They approached Mr. Lloyd.	124	Kanmez, were mey in an unmarked car like you and

11 (Pages 38 to 41)

1 procedure, was Mr. Lloyd ever standing alone in the middle of the lot between two squad cars with 3 the other men behind him? 4 A No. 5 Q Were the other men ever in handcuffs kneeling behind Mr. Lloyd and he was the only one standing during the identification procedure? 8 A No. 9 Q All right. If that was done would you agree with met that would be improper and suggestive? 10 asuggestive? 11 suggestive? 12 A Yes. 13 Q All right. Was Mr. Lloyd held by police office so the identification procedure? 14 A I don't know. 15 A I don't know. 16 A I don't know. 17 Q All right. Do you remember where 18 Mr. Lloyd was within the line of guys? 18 A I do not. 20 Q Okay. And, again, if an officer was 21 bolding Mr. Lloyd and only Mr. Lloyd, would that be beggestive, kind of like letting Ms. Bridger or Detective Pisano before the identification procedure? 18 Mr. Bridger or Detective Pisano before the identification procedure? 19 A I don't know. 10 Q Old you ever tell Ms. Bridger or Detective Pisano before the identification procedure that the proceeds corbot were recovered from the van? 10 A I don't know. 11 Detective Pisano that the weapon was reco from the van? 12 Detective Pisano that the weapon was reco from the van? 13 THE WITNESS: I have no idea. 14 BY MR. NISSLUND: 15 THE WITNESS: I have no idea. 16 A No. 17 Q All right. In any event, Mr. Lloyd was not standing in front of the other group of men at the time of the identification procedure; correct? 18 A Correct. 19 Q All right. They were all lined up and, as you described, daisy-chained together? 10 Q Were they in a line back here, you see where this white fence during the identification procedure? 11 A Yes. 12 Q Were they in white fence during the identification procedure? 13 A No. 14 C O Did you ever tell dish the belong of men at in the weapon was reco from the van? 15 Detective Pisano that the weapon was reco from the van? 16 A No. 17 Q O Hard that to Detective Pisano that the weapon was reco robete with the was deal that the Dete		58		60
the middle of the lot between two squad cars with the other men behind him? A No. Q Were the other men ever in handcuffs kneeling behind Mr. Lloyd and he was the only one standing during the identification procedure? A No. Q All right. If that was done would you agree with me that would be improper and suggestive? A Yes. Q All right. Was Mr. Lloyd held by police officers by the arm at any point during the identification procedure? A No. Q All right. Do you remember where Mr. Lloyd was within the line of guys? A I do not. Q Q Okay. And, again, if an officer was holding Mr. Lloyd and only Mr. Lloyd, would that be suggestive, kind of like letting Ms. Bridger Ms. BBNSON: Objection to form, and to A Yes. I the extent it calls for improper opinion. Go ahead and answer. A Yes. Q All right. They were all lined up and, as you described, daisy-chained together? A Yes. Q Q Were they in a line back here, you see the time of the identification procedure; correct? A A No. Q Chay. And I already saked, you die recal hairstyle? A Correct. Q All right. They were all lined up and, as you described, daisy-chained together? A No. Q Okay. And I already saked, you die recal hairstyle? A A No. C Did you ever tell Ms. Bridger before 15 A No. Q Did you ever tell mat to Detective Pisano before the identification procedure? 16 A No. Q Did you ever tell mat to Detective Pisano before the identification procedure that the proceeds or robbery were recovered from the van? 17 Detective Pisano that the weapon was reco 18 from the van? 19 A No. Q To tell that to Ms. Bridger before 19 To better very lamburate the weapon was reco 19 To bette the van? 10 Detective Pisano that the weapon was reco 10 Detective Pisano that the weapon was reco 11 To better very lamburate the weapon was reco 12 Detective Pisano that the weapon was reco 13 The WiTNESS: I have no idea. 14 By Mr. NESUND: 15 Q All right. They were all lined up and, 16 as you described, daisy-chained together? 17 A Yes. 18 Correct. 19 Q Okay. And I already saked, you die 19 To bett	1	procedure, was Mr. Lloyd ever standing alone in	1	A No.
the other men behind him? 4			ĺ	
4 A No. 5 Q Were the other men ever in handcuffs 6 kneeling behind Mr. Lloyd and he was the only one 7 standing during the identification procedure? 8 A No. 9 Q All right. If that was done would you 10 agree with me that would be improper and 11 suggestive? 12 A Yes. 13 Q All right. Was Mr. Lloyd held by police 14 officers by the arm at any point during the 15 identification procedure? 16 A Idon't know. 16 A Idon't know. 17 Q All right. Do you remember where 18 Mr. Lloyd was within the line of guys? 19 A Ido not. 19 Q Okay. And, again, if an officer was 19 holding Mr. Lloyd and only Mr. Lloyd, would that 20 be suggestive, kind of like letting Ms. Bridger 21 know which guy to identify? 22 MS. BENSON: Objection to form, and to 19 Q All right. In any event, Mr. Lloyd was 6 not standing in front of the other group of men at 7 the time of the identification procedure; or a you described, daisy-chained together? 11 A Yes. 12 Q Were the other mon ever in lance was he only one standing in front of the other group of men at 7 the time of the identification procedure; or exceed from the van; is that correct? A A Correct. 9 Q All right. They were all lined up and, as you described, daisy-chained together? 11 A Yes. 12 Q Were the by in a line back here, you see which this white fence during the identification procedure? 15 A Correct. 16 A No. 17 Q You didn't speak directly with 18 Ms. Bridger before the identification procedure; 20 A That is correct. 21 Q All right. So bear with me to these 22 questions. Did you ever tell Ms. Bridger before the identification procedure; 23 A Yes. 24 A No. 25 Delta the two Detective Pisane that her belongings had been recovered? 26 A No. 27 Delta the the bediengings had been recovered? 28 A Yes. 29 All right. And did you ever tell eif. 30 Ms. Bridger or Detective Pisano that the better or betterive Pisano that the bedongings had been recovered? 31 The was any point during the identification procedure with the two pour errecedes or robbery were recovered from the van? 31 The Wirnsch A No.			l	
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Go ahead and answer. THE WITNESS: I have no idea. BY MR. NESLUND: Q All right. In any event, Mr. Lloyd was not standing in front of the other group of men at the time of the identification procedure; correct? A Correct. Q All right. They were all lined up and, as you described, daisy-chained together? A Yes. Q Were they in a line back here, you see where this white fence is? Were they standing way back there by the white fence during the identification procedure? A No. Q You didn't speak directly with Ms. Bridger before the identification procedure; Q All right. So bear with me to these questions. Did you ever tell Ms. Bridger before A That is correct. A That is correct. Q The other young men that were in the identification procedure, did they appear to to be about the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, and so as Mr. Lloyd? A Approximately the same height, weight, as as Mr. Lloyd? A No, I do not. Pisano that there's been a positive ID of Mr. Lloyd, what happens next? A Mr. Lloyd is brought to the 12th District station. Q And who brings him in? A I believe myself, Officer Cox, and Officer Theodore. Q And then there is a transmission about Q And then there is a transmission about Well, first of all, did you call	1		1	recovered from the van, is that correct?
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22 questions. Did you ever tell Ms. Bridger before 22 Well, first of all, did you call			1	
			1	
the identification procedure that the offender was 23 in the plate on the red car to see who the or		the identification procedure that the offender was	23	in the plate on the red car to see who the owner
24 already apprehended? 24 was?			1	•

16 (Pages 58 to 61)

	62		6 4
1	A Yes.	1	A To verify the owner of the vehicle.
2	Q Okay. Let me play that, and just	2	Q All right. And let me just flush it out
3	confirm for me if you hear your voice. All right.	3	a little bit. Why would that be important, to
4	Actually, there's one I want to play for you just	4	find out who actually owned the car?
5	a little earlier. All right.	5	A To see if the vehicle had come back to
6	I'm going to play a portion	6	the person, to Mr. Lloyd, to see if the vehicle
7	where I think they are letting you know they are	7	was stolen, also to see if we can verify who the
8	going to ping the phone to see if you can hear it	8	owner is, if they were in the gas station.
9	ring. Let me just play this, and then I'll ask	9	Q All right. And while you were at the
10	you a few questions.	10	gas station, before you left did any woman come up
11	(Audio playing.)	11	to you or your partners that you saw claiming to
12	All right, let me pause it.	12	be the owner of the red car?
13	(Audio paused.)	13	A Not that I recall.
14	And, for the record, we're at	14	Q Okay. And when you asked to run the
15	8:02 on the counter.	15	plate did you get information back about who the
16	BY MR. NESLUND:	16	owner was?
17	Q That wasn't your voice at all; was it?	17	A Yes.
18	A No.	18	Q And that was a Ms., I think Bloodsworth
19	Q All right. There is a Beat there, 1106	19	(phonetic). Does that sound right?
20	Eddie. Were you the first car at the gas station	20	A Yes.
21	as far as you know?	21	Q All right. Did you make any effort to
22	A It was myself and, I don't know.	22	contact Ms. Bloodsworth?
23	There's probably two or three other cars that	23	A No.
24	arrived on scene initially. But I don't know how	24	Q All right. Do you know if your partners
	63		65
1	many total were there through the whole incident.	1	made any efforts to contact Ms. Bloodsworth?
2	Q Did other units arrive at about the same	2	A No, I do not.
3	time as your car?	3	Q Did you pass on the information
4	A Yes.	4	regarding the owner of the car to the detectives
5	Q So this 1106 Eddie that we hear on here,	5	who took over the investigation?
6	that could be one of the other units at the gas	6	A I never spoke to the detectives that
7	station?	7 8	took over the investigation.
8	A Yes.	9	Q Okay. Before you leave the gas station do you speak to any other civilians that you
9	MR. NESLUND: Okay. Let me fast forward to a call for the plates. I'm going to start it	10	remember, other than what we've talked about, the
11	at 15:40, and listen, and then I'll ask you if you	11	guys in the van, before you leave the gas station?
12	recognize the voice.	12	A No, not that I recall.
13	(Audio playing.)	13	Q All right. Before we leave the gas
14	BY MR. NESLUND:	14	station, what happened with the other men that
15	Q All right. Let me pause it at we're	15	were in the identification procedure with
16	at 16:06 on the counter.	16	Mr. Lloyd?
17	(Audio paused.)	17	A I don't know. I don't remember if I did
18	Do you recognize whose voice	18	or somebody else did, but name checks were
19	that was?	19	conducted and they were released.
20	A Yes.	20	Q Did they leave or did they stay at the
21	Q Who's that?	21	gas station while you were still there?
22	A That is my voice.	22	A I believe they stayed for a little bit.
23	Q Okay. All right. And can you tell me	23	I don't recall how long, but I believe they were
2 4	why you asked to have the plates run on the car?	24	sticking around for a little bit.

17 (Pages 62 to 65)

	70		80
	78		
1	can't tell what box it is underneath your name	1	A I have no idea.
2	it says, Court Date. And then you wrote in, TBD,	2	Q All right. Okay. Let's go back to the
3	To Be Determined?	3	station. You arrived, Mr. Lloyd is there, and you
4	A Yes.	4	begin doing reports?
5	Q All right. And then your court key.	5	A Yes, sir.
6	And then there is a box, Date, Time Investigation	6	Q What about Ms. Bridger, did she arrive
7	Completed, and it was July 25th, 2015. That's	7	at the station at some point?
8	what you wrote; correct?	8	A Yes.
9	A Yes.	9	Q All right. So let's talk about that.
10	Q At the time you filled this out, you	10	Did you speak with her?
11	didn't know what the next court date was going to	11	A I did.
12	be for Mr. Lloyd; is that right?	12	Q All right. And where did that interview
13	A That is correct.	13	take place?
14	Q Is there any time on this form that	14	A Near the front desk of the 12th
15	indicates, you know, what time you filled it out?	15	District. I don't exactly remember where.
16	A No.	16	Q And did you speak to her alone? Were
17	Q Okay. And then there is Tow Driver's	17	any of your partners present?
18	information. Do you see that? That's Victor	18	A I don't recall if there were other
19	Perez?	19	officers with me.
20	A Yes.	20	Q Did Ms. Bridger have her male companion
21	Q All right. Is that your handwriting?	21	with her when she was at the 12th District?
22	Did you fill that out once you knew who the tow	22	A Yes.
23	driver was going to be?	23	Q All right. Did you speak to him as
24	A No.	24	well? Was he present for the conversation?
	79	econocide de la constante de l	81
1	Q Do you know who filled that out?	1	A I believe I spoke to him
1 2	A I would assume Victor Perez did, but I	2	Initially I spoke to them
3	have no idea.	3	separately, and then I think I spoke to them
		4	together again.
4	Q Okay. Isaiah Lloyd's name and address	5	Q Okay. What did Ms. Bridger tell you as
5	is in Box 21. Do you see that?	6	far as
6 7	A Yes.	7	Did you ask her about how the
	Q And where is his name on this, just as	8	robbery occurred?
8	the arrestee?	9	A I did.
9	A Yes.	10	Q All right. And what did she tell you?
10	Q You were able to verify that he did not	11	A She told me that she was going to her
11	have any ownership in the vehicle, that was	12	boyfriend's house. While she was trying to open
12	Ms. Bloodsworth's; correct?	13	the gate to her boyfriend to enter her
13	A At that time, yes. Correct.	1	
14	Q All right. Would you expect the	14	boyfriend's front porch a male Black approached her from the, I believe from the lot next to her
15	follow-up detectives to reach out to	15	boyfriend's building, produced a gun and demanded
16	Ms. Bloodsworth and see what, if anything, she	16	V
17	knew about who had permission to be in the car at	17	proceeds. I don't remember exactly what the terminology that she said he did that she said
18	the time of the robbery?	18	
19	MS. BENSON: Objection; calls for	19	he said to her.
20	speculation.	20	Q So he spoke to her or demanded
21	You can answer.	21	A I don't remember exactly what she said
22	THE WITNESS: Yes.	22	that Mr. Lloyd said to her.
23	BY MR. NESLUND:	23	Q But he said something
24	Q Do you know if that was done?	24	I understand you don't recall

21 (Pages 78 to 81)

		128
Whenever evidence is inventoried	1	A Not that I recall.
	2	Q All right. And let me show you maybe a
		better picture of him.
	4	(WHEREUPON, Exhibit No. 9 was
· · · · · · · · · · · · · · · · · · ·	5	marked for identification and
	6	tendered to the witness.)
BY MR. NESLUND:	7	MR. NESLUND: Showing you a black and
O Just a couple of more questions on this.	8	white photograph, for the record, it's Plaintiff's
	9	Bates stamp number 33. It's another picture of
	10	Mr. Johnson from a different arrest.
1 , ,	11	BY MR. NESLUND:
	12	Q Do you see Mr. Johnson wearing a hooded
A That is correct.	13	sweatshirt in that photo?
	14	A Yes.
Let's talk about this	15	Q Okay. Are you aware that
Mr. Johnson guy.	16	Ms. Bloodsworth, the owner of the red car,
(WHEREUPON, Exhibit No 8 was	17	testified that Mr. Johnson
marked for identification and	18	In the criminal case she
tendered to the witness.)	19	testified that Mr. Johnson was actually the person
BY MR. NESLUND:	20	who had the red car that night?
Q Showing you Exhibit Number 8, this is a	21	A No, I'm not aware of that.
report for an individual named Jason Johnson.	22	Q You obviously didn't hear
It's a three-page document, Bates stamp	23	Ms. Bloodsworth's testimony because you were a
Plaintiff's 23, 24, and 25.	24	witness yourself?
127		129
Look on the last page. You and	1	A Correct.
Officer Theodore are listed as the arresting	2	Q Okay. And we already established that
officers; correct?	3	you did not interview or attempt to interview
A Yes.	4	Ms. Bloodsworth?
Q And this is an arrest that you made	1	A Correct.
* *	ì	Q That would have been for the follow-up
		detectives; correct?
		A Yes.
-	l .	Q All right. And we already went through
	l	that it would be important to know who had
-	1	permission or who was in the car that night if she
	1	knew? MS. BENSON: Objection; form.
		You can answer.
•		THE WITNESS: Yes.
	i	BY MR. NESLUND:
		Q By the way, on the arrest you made of
	1	Mr. Johnson it looks like it was a Class 4
•	1	narcotics case. Do you know what happened with
· ·	í .	that case, the disposition of it, I guess?
	1	MS. BENSON: I'm going to make an
So without telling me what you	22	objection to form. Are you talking about with the
50 without tening the what you		
learned from your lawyer, did you see Jason	23	criminal or the civil case that we know is
	there is a paper trail of exactly where it goes and who possesses it; correct? MS. BENSON: Object to foundation. You can answer it. THE WITNESS: Yes, I believe so. BY MR. NESLUND: Q Just a couple of more questions on this. Let's see. Again, the box for, Recovered From, Officer Cox put in Isaiah Lloyd. But just to be clear, that the gun itself was not found on Mr. Lloyd, it was found in the red car; correct. A That is correct. Q All right. We can put those away. Let's talk about this Mr. Johnson guy. (WHEREUPON, Exhibit No 8 was marked for identification and tendered to the witness.) BY MR. NESLUND: Q Showing you Exhibit Number 8, this is a report for an individual named Jason Johnson. It's a three-page document, Bates stamp Plaintiff's 23, 24, and 25. Look on the last page. You and Officer Theodore are listed as the arresting officers; correct? A Yes. Q And this is an arrest that you made on go to Page 1 April 25th, 2016; correct? A Yes.	there is a paper trail of exactly where it goes and who possesses it; correct? MS. BENSON: Object to foundation. You can answer it. THE WITNESS: Yes, I believe so. BY MR. NESLUND: Q Just a couple of more questions on this. Let's see. Again, the box for, Recovered From, Officer Cox put in Isaiah Lloyd. But just to be clear, that the gun itself was not found on Mr. Lloyd, it was found in the red car; correct. A That is correct. Q All right. We can put those away. Let's talk about this Mr. Johnson guy. (WHEREUPON, Exhibit No 8 was marked for identification and tendered to the witness.) BY MR. NESLUND: Q Showing you Exhibit Number 8, this is a report for an individual named Jason Johnson. It's a three-page document, Bates stamp Plaintiff's 23, 24, and 25. Look on the last page. You and Officer Theodore are listed as the arresting officers; correct? A Yes. Q And this is an arrest that you made on go to Page 1 April 25th, 2016; correct? A Yes. Q And Mr. Johnson, if we look at the descriptors, is a male, Black, 5-11, 160 pounds, brown eyes, black hair, with a shaved hairstyle, medium complexion; correct? A Yes. Q All right. Do you know if Mr. Johnson was at the gas station back on July 24th, 2014? A Ilearned that he was at the gas station on that date from my current lawyer, Victoria, Ms. Benson. Q I don't want All right. Other than that and I certainly don't want to ask you about attorney-client privileged conversations.

	134		136
1	Independence?	1	single-finger a single witness identification;
2	MS. BENSON: Objection; calls for	2	correct?
3	speculation.	3	A Yes.
4	You can answer.	4	Q All right. And the identification was
5	THE WITNESS: I have no idea.	5	based on the procedure that you and your partners
6	BY MR. NESLUND:	6	established at the gas station; correct?
7	Q Did you ever talk to an evidence	7	A Yes.
8	technician that was responding to that request but	8	Q If the identification was improper or
9	apparently went to 649 South Independence?	9	suggestive, there was no other physical evidence
10	A Not that I recall. No.	10	that could connect Mr. Lloyd to the robbery; is
11	Q All right. And that would just be down	11	that true?
12	the block, right, 603 South Independence to 649	12	MS. BENSON: Objection; calls for
13	Independence?	13	speculation.
14	A Yes. It's the same block. It's the 600	14	You can answer.
15	block	15	THE WITNESS: Yes.
16	Q There's only one BP	16	BY MR. NESLUND:
17	I'm sorry. I didn't want to	17	Q If Ms. Bridger was unable to make an
18	interrupt you.	18	identification, Mr. Lloyd would not have been
19	A No. There's only one gas station on	19	arrested that night; is that correct?
20	that corner.	20	MS. BENSON: Objection; calls for
21	Q In your conversations with Ms. Bridger,	21	speculation.
22	did she ever tell you if any of her credit cards	22	You can answer.
23	were used at the gas station?	23	THE WITNESS: That is correct.
24	A No.	24	
satisfacilitation distin	135	CONTROL CONTROL CONTROL	137
1	Q Do you know either way if her credit	1	BY MR. NESLUND:
2	cards were utilized at that gas station?	2	Q At the time Ms. Bridger made the
3	A I have no idea.	3	identification, it's your testimony, just to kind
4	Q Okay. When you observed Mr. Lloyd,	4	of wrap up, that all of the men were lined up and
5	going back to when you first saw him at the gas	5	cuffed together; correct?
6	station, did he make any attempt to run or flee?	6	A Yes.
7	A No.	7	Q If Mr. Lloyd was standing between squad
8	Q Okay. Other people at the gas station	8	cars and the other members were kneeling down
9	did walk off as police were arriving; is that	9	behind him, that would be improper and suggestive;
10	true?	10	would you agree?
11	A Yes.	11	MS. BENSON: I'm going to make an
12	Q Okay. And as you sit here today, you	12	objection; calls for speculation, incomplete
13	don't know if that picture of that guy,	13	hypothetical.
1 4	Mr. Johnson, if that was one of the guys that	14	You can answer.
15	walked off as police were arriving?	15	THE WITNESS: Yes.
16	A I don't know.	16	BY MR. NESLUND:
17	Q In this case the identification of	17	Q Were you present as the arresting
18	Mr. Lloyd was obviously critical to the	18	officer at the preliminary hearing in Mr. Lloyd's
19	prosecution; correct?	19	case on July 31st, 2014?
20	MS. BENSON: Objection to form.	20	A Yes.
21	You can answer.	21	Q All right. Did you watch or did you
22	THE WITNESS: Yes.	22	hear Ms. Bridger's testimony?
23	BY MR. NESLUND:	23	A No.Q All right. Were you made aware by
24	Q I mean, this is what they call a	24	O All right. Were you made aware by

35 (Pages 134 to 137)